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JUN 07 2006

11625 Sawtooth Court
Truckee, CA 96161
U.S.A.
Voice: 619-379-1172
Fax: 530-550-8920

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DATE	June 7, 2006		
TO	Examiner Marc McDieunel	FAX	571-273-8300
FIRM	USPTO		
SUBJECT	Application Serial No. 10/823,386		
MY FILE	022273-000400US		
YOUR FILE			

MESSAGE:

Please deliver to:
Examiner Marc McDieunel
Art Unit 3661

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JUN 07 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

William J. Johnson

Application No.: 10/823,386

Filed: April 12, 2004

For: SYSTEM AND METHOD FOR
PROACTIVE CONTENT DELIVERY
BY SITUATIONAL LOCATION
||

Customer No.: 53245

Confirmation No. 3386

Examiner: Marc McDieunel

Technology Center/Art Unit: 3661

TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are:

Amendment After Allowance;

Fee Transmittal for FY 2006;

Credit Card Payment Form.

Respectfully submitted,


Jonathan E. Jobe
Reg. No. 28,429

Jonathan E. Jobe, P.C.
11625 Sawtooth Court
Truckee, CA 96161
Tel: 619-379-1172
Fax: 530-550-8920

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, MAIL STOP: Amendment, Fax No. 701-273-8300 on 06/07/2006.

By:



Jonathan E. Jobe

PATENT
Attorney Docket No.: 022273-000400US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Confirmation No. 3386

Examiner: Marc McDieunel

Technology Center/Art Unit: 3661

AMENDMENT AFTER ALLOWANCE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.312, please consider and enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 17 of this paper.

Page 1 of 18

automatically communicating requests containing physical location coordinates of said receiving system to said service, by system event means for said receiving system over an internet connection to said service, said physical location coordinates automatically determined for said receiving system;

automatically determining by said service that said receiving system is eligible to receive said information;

automatically retrieving from a deliverable content database by said service said information according to a situational location including said physical location coordinates, said information for user interface presentation by, and for immediate delivery to, said receiving system, said situational location newly encountered by said receiving system; and

automatically sending said information from said service to said receiving system over an internet connection.

2 (previously presented): The method of claim 1 further including the step of presenting said information to a user interface of said receiving system.

3 (previously presented): The method of claim 1 further including the step of automatically determining a candidate delivery event for said receiving system by said receiving system according to a movement tolerance and communicating a request containing physical location coordinates to said service.

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Page 2 of 18

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PTO/SB/17 (01-06)

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2006 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

50.00

Complete If Known

Application Number	10/823,386
Filing Date	April 12, 2004
First Named Inventor	William J. Johnson
Examiner Name	Marc McDieunel
Art Unit	3661
Attorney Docket No.	022273-000400US

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Nonc Other (please identify): _____

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For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

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FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fee Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)	Fee (\$)	Small Entity
Each independent claim over 3 (including Reissues)	50	25
Multiple dependent claims	200	100
	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
89	- 20 or HP = 2	x 25	= 50

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
	- 3 or HP =	x	=

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims	Fee (\$)	Small Entity Fee (\$)
	50	25
	200	100
	360	180

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

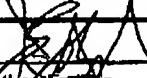
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number)	x	=

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

Fee Paid (\$)

SUBMITTED BY		Registration No. 28,429 (Attorney/Agent)	Telephone 619-379-1172
Name (Print/Type)	Jonathan E. Jobe		Date June 7, 2006

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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